

**United States District Court**  
For the Northern District of California

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

PROBUILDERS SPECIALTY  
INSURANCE COMPANY, RRG,

CASE NO. 5:10-cv-05533 EJD

**ORDER GRANTING PLAINTIFF'S  
MOTION TO STRIKE**

Plaintiff(s),

v.

VALLEY CORP. B., et. al.,

[Docket Item No(s). 299]

Defendant(s).

Presently before the court is Plaintiff Probuilders Specialty Insurance Company, RRG's ("Plaintiff") Motion to Strike an additional brief filed by Defendants Valley Corp. B, Ronald J. Haas, Ty Levine and Karen Levine ("Defendants"). See Docket Item No. 299. Plaintiff argues Defendants' brief should be stricken as filed without leave of court, since the order allowing the parties to submit additional briefs did not contemplate additional, opposition or responsive briefs. The court agrees. Accordingly, the Motion to Strike is GRANTED. Defendants' brief filed on December 17, 2013 (Docket Item No. 298), is STRICKEN.

**IT IS SO ORDERED.**

Dated: December 19, 2013

  
EDWARD J. DAVILA  
United States District Judge